

EXHIBIT 2

STATE OF NEW YORK

SUPREME COURT

COUNTY OF RENSSELAER

THE PEOPLE OF THE STATE OF NEW YORK

- against -

Indictment #SP11-1002

MICHAEL LO PORTO,

Defendant.

JURY TRIAL

County Courthouse
Congress and Second Streets
Troy, New York 12180
July 12, 2012.

B e f o r e:

HONORABLE GEORGE J. PULVER, JR.,
Acting Supreme Court Justice.

A p p e a r a n c e s:

For the People:

TREY SMITH, ESQ.
Special District Attorney-Rensselaer County
105 Jordan Road
Troy, New York.

For Defendant:

CHERYL COLEMAN, ESQ.
90 State Street - Suite 1400
Albany, New York

MICHAEL LO PORTO, Defendant, in person.

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Judy A. DelCogliano

Official Senior Court Reporter

MR. SMITH: Nothing further.

THE COURT: You may stand down with the thanks and gratitude of the Court. We are going to recess for one hour, ladies and gentlemen. We are going to come back at one o'clock, and Court is now in recess. Thank you.

(A luncheon recess was taken.)

COURT OFFICER: Jury entering.

THE COURT: Be seated, folks. Mr. Smith, call your next witness, please.

MR. SMITH: William McInerney.

WILLIAM MC INERNEY, after first having been duly sworn by the Clerk of the Court, was examined and testified as follows:

THE CLERK: This sworn witness is William A. McInerney, M-C-I-N-E-R-N-E-Y.

THE COURT: Your witness.

DIRECT EXAMINATION

BY MR. SMITH:

Q. Mr. McInerney, would you state your full name for the jury, please?

A. William Andrew McInerney.

Q. How old are you, sir?

A. Forty-eight.

Q. Where do you live?

A. 21st Street.

Q. City of Troy, County of Rensselaer, State of New

~~(McInerney People Direct)~~

1 A. He, at the time, he was a Working Families Party
2 member.

3 Q. Mr. McInerney, did you have any conversation with Mr.
4 LoPorto, the Defendant LoPorto, regarding Mr. Aldrich before
5 you made this effort to get these applications?

6 A. Mr. LoPorto said that Mr. Aldrich would help in the
7 effort to try to win the primary.

8 Q. Did you personally enlist Mr. Aldrich's help? Did
9 you speak to Mr. Aldrich?

10 A. No.

11 Q. Did you use Mr. Aldrich's name in any way in
12 association with these 13 applications, sir?

13 A. Yes. I had them be deliverable to him.

14 Q. And so the record is clear, did you write Mr.
15 Aldrich's name in as the deliver-to person on the absentee
16 ballot applications for these 12 or 13?

17 A. Yes.

18 Q. Mr. McInerney, did you -- I'm going to go back in
19 time a little bit, and then we will return to 2009. Did you
20 commit crimes, including the falsification and forgery of
21 absentee ballot applications, ballot envelopes and ballots in
22 the years 2007 and 2008 in connection with elections held in
23 the City of Troy?

24 A. Yes.

25 Q. What, if anything, was your motivation for the

1 commission of these crimes in 2007 and 2008?

2 A. To help the Democrats win and to gain employment.

3 Q. Again, when was it that you lost your job with the
4 State?

5 A. October of 2007.

6 Q. What role, if any, did the procurement of genuine
7 signatures from voters on absentee ballot applications play in
8 connection with the crimes that you committed in 2007 and 2008?

9 A. Some were legitimate and some not legitimate.

10 Q. If you had a genuine application - excuse me - a
11 genuine signature on an absentee ballot application, could you
12 make use of that signature with regards to an absentee ballot
13 envelope, illegal use?

14 A. If you had the application, could you use it to make
15 a signature on a ballot? Is that what you are asking?

16 Q. Yes. In other words, let's say you go to a voter
17 and --

18 A. I guess you would have to make a copy of that
19 application.

20 Q. Did you do that, sir?

21 A. There were times I did it, yes.

22 Q. With regards to the absentee ballot applications
23 solicited by you and signed by voters in the City of Troy in
24 the years 2007 and 2008, what entries, if any, would you make
25 with regards to the excuse as to why the voter could not vote

1 in person at the polls?

2 A. I said they were on vacation.

3 Q. Were you concerned that your falsification of excuses
4 on these absentee ballot applications in 2007 and 2008 would
5 come to the attention of law enforcement?

6 A. No.

7 Q. Why not?

8 A. Didn't think I was going to get caught.

9 Q. Did you forge any signatures on absentee ballot
10 applications for voters in connection with elections held in
11 the City of Troy in the years 2007 and 2008?

12 A. Yes.

13 Q. Did you file those absentee ballot applications with
14 the Rensselaer County Board of Elections?

15 A. Yes, I did.

16 Q. Did you vote absentee ballots without the
17 authorization of voters in connection with the elections in the
18 City of Troy in 2007 and 2008?

19 A. Yes, I did.

20 Q. Did you forge voter signatures onto absentee ballot
21 envelopes filed with the Rensselaer County Board of Elections
22 in 2007 and 2008?

23 A. Yes.

24 Q. Sir, do you have any idea about how many times you
25 did that?

1 A. No.

2 Q. During the course of these crimes that you committed
3 in 2007 and 2008, did you have occasion to visit the Rensselaer
4 County Board of Elections?

5 A. Yes.

6 Q. Did you have a preference as to whom you dealt with
7 at the Rensselaer County Board of Elections in 2007 and 2008?

8 MS. COLEMAN: Objection, relevance to this
9 proceeding.

10 THE COURT: Overruled. You may answer.

11 A. I dealt with Commissioner McDonough and Mary Sweeney.

12 Q. Why did you prefer to deal with Edward McDonough?

13 A. Trusted him.

14 Q. What were your dealings with Mary Sweeney and Edward
15 McDonough in connection with absentee ballot applications,
16 envelopes and ballots in 2007 and 2008?

17 A. I trusted both of them.

18 Q. Do you think that they knew what you were up to, sir?

19 MS. COLEMAN: Objection.

20 THE COURT: Sustained.

21 Q. Do you have any reason to believe that they were
22 aware that you were committing crimes in 2007 and 2008, Mr.
23 McDonough and Ms. Sweeney?

24 A. I didn't tell Mr. McDonough or Ms. Sweeney what I was
25 doing.

1 Q. Other than these dealings with Mary Sweeney and
2 Edward McDonough, did anyone else assist you in your activities
3 with respect to absentee ballot applications, envelopes and
4 ballots in 2007 and 2008?

5 A. No.

6 Q. Directing your attention to August 26, 2011, did you
7 have occasion to appear before this Court to enter a plea to a
8 Superior Court Information charging you with forgery in the
9 second degree with respect to an absentee ballot envelope in
10 the name of Dametrias Banks?

11 A. Yes.

12 Q. What was your plea?

13 A. Guilty.

14 Q. Mr. McInerney, I show you what's been previously
15 marked for identification purposes as People's Exhibit 132. Do
16 you recognize that document, sir?

17 A. Yes, I do.

18 Q. What is the document?

19 A. It's a Cooperation Agreement.

20 Q. Does your signature appear on the Cooperation
21 Agreement?

22 A. Yes, it does.

23 Q. That of your attorney?

24 A. Yes, it does.

25 Q. My signature, as well?

1 A. Yes, it does.

2 Q. And I signed that in your presence, sir?

3 A. Correct.

4 Q. And you signed it in mine?

5 A. Correct.

6 Q. With your attorney there?

7 A. Correct.

8 MR. SMITH: Your Honor, I would offer the
9 agreement.

10 MS. COLEMAN: May I just see it?

11 THE COURT: Do you want to examine it?

12 MS. COLEMAN: Yes. Your Honor, I object to this
13 going in as bolstering. I mean, he can certainly ask him
14 about what the plea agreement is, but I think there's
15 things in here that are self-serving and bolstering.

16 THE COURT: I will admit it subject to your
17 application for redaction of it.

18 MS. COLEMAN: Thank you.

19 Q. Mr. McInerney, what is your understanding of the
20 basic terms of the plea agreement, the Cooperation Agreement?

21 A. I had to come and tell the truth.

22 MS. COLEMAN: Objection, self-serving.

23 THE COURT: Overruled. Go ahead.

24 Q. Mr. McInerney, in exchange, as part of the plea
25 agreement, what was your understanding as to any recommendation

1 that would be made by my office, which is the Special District
2 Attorney?

3 A. That you would provide a sentencing recommendation.

4 Q. Of what?

5 A. Ninety days in the Sheriff's Work Program.

6 Q. What is your understanding as to what that entails?

7 A. I don't know; go out and pick up garbage on the
8 roads, whatever things they do. But at the same time, my
9 attorney told me that it would be Judge Pulver who would
10 actually sentence me.

11 Q. So, in other words, I would make a recommendation.
12 The Judge would be free to sentence you to something less or
13 something more?

14 A. Correct.

15 Q. And what is your understanding as to the most that
16 you could be sentenced to?

17 A. Two and a third to seven.

18 Q. Years?

19 A. In prison.

20 Q. All right. Now, let's go back to September of 2009.
21 You've got the 13 -- 12 or 13, as you said, absentee ballot
22 applications that you and Mr. DeFiglio gathered; correct?

23 A. Correct.

24 Q. All right. Did you cause the applications which the
25 two of you had gathered to be filed with the Board of

1 Elections?

2 A. Yes.

3 Q. How so?

4 A. I don't remember how they got to the Board of
5 Elections.

6 Q. Did you obtain blank absentee ballot envelopes and
7 ballots generated from the applications filed with the Board of
8 Elections?

9 A. Yes.

10 Q. How so?

11 A. I'm not sure how I received them. I know I received
12 them.

13 Q. What did you do with those blank absentee ballots and
14 ballot envelopes?

15 A. Made the attempt to go to the voters. When they
16 didn't sign, sign for them.

17 Q. Do you know how many of those envelopes you forged,
18 sir?

19 A. I believe it was 13.

20 Q. All of them; correct?

21 A. (Witness nods.)

22 Q. Now, before you went out to get the 13, did you have
23 any conversation with anybody as to how many votes you would
24 need?

25 A. Yes.

1 Q. To capture the Working Families Party?

2 A. Yes. Mr. McDonough told me that 125 should suffice.

3 Q. Would that be total vote by --

4 A. Total votes.

5 Q. People going to the polls and absentee?

6 A. Correct.

7 Q. Directing your attention now to the weekend of
8 Saturday, September 12, 2009, did you make any effort to assist
9 John Brown, Clement Campana and the Defendant LoPorto to
10 capture the Working Families Party line?

11 A. Yes.

12 Q. Did you have any discussion with any of these
13 at-large candidates for the Troy City Council regarding this
14 Saturday, September 12, 2009, effort?

15 A. If I didn't speak to them, then I spoke to one of
16 their supporters and asked them to go to Griswold Heights.

17 Q. And why were you summoning this gathering at Griswold
18 Heights?

19 A. They weren't anywhere near the number that they
20 needed to get to.

21 Q. When you say the number, are you referring to the
22 absentee number that you had discussed with Mr. McDonough?

23 A. I'm referring to the number, the total votes, the
24 125.

25 Q. Did you have any understanding as to how many votes

1 the Democratic candidates had received in the preceding primary
2 of 2007 for the Working Families Party line?

3 MS. COLEMAN: Objection, relevance, because he
4 didn't run in 2007.

5 THE COURT: Overruled. You may answer.

6 A. No. I wasn't sure what they received in 2007.

7 Q. All right. Do you remember about what time it was
8 that you arrived at Griswold Heights?

9 A. Around ten o'clock, I believe.

10 Q. And did you bring anything with you, sir?

11 A. Clipboards, pens, application forms.

12 Q. When you say application forms, are you referring to
13 absentee ballot applications?

14 A. Yes.

15 Q. Where did you get the absentee ballot applications?

16 A. From the Board of Elections.

17 Q. Were they blank?

18 A. Yes.

19 Q. Who was present at Griswold Heights around the time
20 that you arrived there, sir?

21 A. Me, Dan Brown, Robert Martiniano, Thomas Aldrich,
22 Clement Campana, Anthony DeFiglio, Gary Galuski, Michael
23 LoPorto. Did I say Kevin McGrath?

24 Q. You did not.

25 A. He was also there.

1 Q. Did you have any role in directing the effort that
2 morning, sir?

3 A. Yes, I did.

4 Q. Would you tell the jury what your role was?

5 A. I stated that, you know, people should go to Eddy's
6 Lane. Kevin McGrath asked that he go up to his district to
7 garner applications. I sent Thomas Aldrich and Dan Brown up to
8 Kevin McGrath's area. Mr. LoPorto, Mr. Campana, they were
9 directed to go to Eddy's Lane with Mr. Martiniano, and Mr. John
10 Brown was supposed to meet them.

11 Q. What did you do that day?

12 A. I went around Griswold Heights.

13 Q. With whom?

14 A. Mr. Galuski and Mr. DeFiglio.

15 Q. What did you do on that day with those two gentlemen?

16 A. Solicited applications.

17 Q. How did you solicit applications?

18 A. Knocked on doors.

19 Q. And could you be a little bit more specific as to
20 what would happen when the person who was registered in the
21 Working Families Party would come to the door, if they did?

22 A. We asked them to fill out the application. You know,
23 we told them they could vote absentee, instead of going to the
24 polls.

25 Q. Again, sir, did you ask any of these voters if they

1 had one of the seven valid reasons why they could not go to the
2 polls on that day?

3 A. No, I did not.

4 Q. And why not?

5 A. There weren't going to be any legitimate excuses.

6 Q. Did you make any entries in the excuse fields of the
7 applications that you gathered that day with Mr. DeFiglio and
8 Mr. Galuski?

9 A. No.

10 Q. Did you make any entries in the deliver-to fields of
11 the applications that you gathered that day with Mr. DeFiglio
12 and Mr. Galuski?

13 A. No.

14 Q. Sir, in your mind, did Mr. DeFiglio appear to know
15 what the plan or the scheme was with regards to not asking
16 about the excuse when you went to the homes of these voters?

17 MS. COLEMAN: Objection; facts not in evidence.

18 THE COURT: Overruled.

19 A. Did he know what we were doing? Is that what you are
20 asking me?

21 THE COURT: If you know.

22 A. Yes.

23 Q. How about Mr. Galuski?

24 A. He was there. I mean --

25 Q. Did Mr. Galuski speak with any of the voters in your

1 presence?

2 A. He spoke to Michele Zillgitt when we were down in
3 South Troy, but they spoke about -- I believe it was his
4 stepson and her niece were dating at one time, and she was
5 hoping that they could get back together.

6 Q. Did Mr. Galuski ask any voter in your presence
7 whether or not they had an excuse that would prevent them from
8 going to the polls, a legitimate excuse, for September 15,
9 2009?

10 A. Not that I remember, no.

11 Q. Can you tell us, sir, about what time it was that you
12 were done gathering applications that day?

13 A. Mr. Galuski gave me a ride up to Northway Toyota
14 because my car was being serviced. We probably stopped 3:30,
15 quarter of four, something like that.

16 Q. Did you have occasion to have a phone conversation
17 with a Robert Martiniano around that time frame, getting on to
18 four o'clock?

19 A. He called me.

20 Q. And what did he say to you and what did you say to
21 him?

22 A. He told me John Brown was going to forge, Xerox,
23 trace signatures.

24 Q. And what was your reply, if any?

25 A. I told him I wasn't with John Brown. I didn't care

1 what he was doing.

2 Q. What else did you say, if anything?

3 A. I said, "Eventually, I'm sure that all the
4 applications will end up in my lap."

5 Q. All right, sir. At the end of the day, Saturday,
6 September 12, 2009, with regards to the applications that you
7 had gathered with Mr. Galuski and Mr. DeFiglio, who took
8 possession of the applications?

9 A. I did.

10 Q. What did you do with them from Saturday,
11 September 12th, up to the morning of Monday, September 14th?
12 In other words, did you make any additions, deletions,
13 erasures, anything of that sort?

14 A. No.

15 Q. I'm going to direct your attention to the morning of
16 September 14, 2009. Did you work that day?

17 A. Yes, I did.

18 Q. And where was the Troy City Clerk's office located
19 back in September of 2009?

20 A. One Monument Square.

21 Q. And that's just a few blocks from this courthouse;
22 correct?

23 A. Correct.

24 Q. Sort of close to the Hudson River, the building was?

25 A. Correct.

stand, though, until we return to court. Court is in recess.

(Brief recess taken.)

(Voluntary Statements marked Defendant's Exhibits F-1 and F-2 for identification.)

THE COURT: Be seated, please. Defendant's cross-examination.

CROSS-EXAMINATION

BY MS. COLEMAN:

Q. Mr. McInerney, there came a point in time in this investigation, early on, when you learned that Michael LoPorto was charged with forging the ballots and applications that are in Exhibit 13A and a number of other exhibits that you have; right?

A. Correct.

Q. All right. Now, at this point in time in the investigation, you had not been charged; right?

A. Correct.

Q. And Michael LoPorto was charged with those forgeries; right?

A. Correct.

Q. And you knew that; right?

A. Yes.

Q. And you knew that he didn't do those forgeries; right?

1 A. Correct.

2 Q. 'Cause you knew that you did those forgeries; right,
3 Mr. McInerney?

4 A. Correct.

5 Q. And you never said anything to the State Police about
6 that; right?

7 A. No, I did not.

8 Q. You never said anything to Mr. Smith about that;
9 right?

10 MR. SMITH: Objection. Can we have a
11 specification as to the point in time? Is she saying
12 never at the time that Mr. LoPorto was charged or never,
13 ever, ever?

14 THE COURT: Could you specify the time? I
15 thought it was at or about the time that your client was
16 charged, but you can give a date.

17 Q. I got it. Thank you. All right. Never, ever, ever,
18 Mr. McInerney, until it was learned through other means that he
19 didn't do the forgeries; right?

20 A. Correct.

21 Q. Didn't come from you; right, Mr. McInerney?

22 A. I'm sorry?

23 Q. It didn't come from you, that information that he
24 didn't do the forgeries; right?

25 A. Did it come from me that he didn't do the forgeries?

1 Q. That he did not do that?

2 A. Eventually.

3 Q. But you didn't admit to them, until it was already
4 learned by other sources, by law enforcement, that he didn't do
5 them; right?

6 A. I'm not sure I follow your question, ma'am.

7 Q. It wasn't you who went to either Mr. Smith or the
8 State Police and said, "Hey, you know, you are prosecuting an
9 innocent guy for those forgeries," right?

10 A. No.

11 Q. And really, Mr. McInerney, since you say your
12 Cooperation Agreement requires you to tell the truth,
13 truthfully, really, you were never gonna, but you had --

14 THE COURT: I'm sorry, counsel. The acoustics
15 are such, if you keep turning your back, I don't hear it
16 and the Stenographer doesn't hear it.

17 Q. Fair enough. And you never would have, unless that
18 information was revealed elsewhere; right?

19 A. Unless I was charged with them, correct.

20 Q. You were never gonna; you were willing to let Mr.
21 LoPorto be prosecuted for forgeries he didn't commit, as long
22 as it benefited you; right, Mr. McInerney?

23 A. I reserved my right to remain silent.

24 MS. COLEMAN: Then I'm going to move to strike
25 his whole direct testimony.

1 A. I was not in the courtroom when certain people
2 testified.

3 Q. Well, you are aware, for example, sir, that you are
4 not the only witness who has testified under Cooperation
5 Agreement; right?

6 A. Correct.

7 Q. You are aware, for example, that Mr. John Brown also
8 is testifying and has, in fact, testified under a Cooperation
9 Agreement, correct, in previous proceedings?

10 A. Correct.

11 Q. And you are aware that your testimony and his
12 testimony on -- for example, the period of time on Monday,
13 September 14th, after there's an attempt to get signatures,
14 your version and his version vary significantly; correct? Are
15 you aware of that?

16 A. I am aware of that.

17 Q. And both of those cannot be simultaneously the truth;
18 right?

19 A. He has a different version of what my version is.

20 Q. For example, you are aware of the conversations with
21 the prosecution; that Mr. Brown says that Mr. LoPorto wasn't
22 anywhere near when Brown forged the ballots out in the open;
23 right?

24 A. I don't know if he said that or if he didn't say
25 that.

1 Q. You don't know that?

2 A. I wasn't in the courtroom when Mr. Brown testified.

3 Q. Right. But you have discussed that, to be fair, with
4 the prosecution and in your -- and the State Police in your
5 interviews prior to your testimony?

6 A. They said that John Brown said this?

7 Q. And you know that it's different?

8 A. Yes.

9 Q. Than yours?

10 A. Yes.

11 Q. And you are aware that Mr. Brown says that Mr.

12 LoPorto was off talking to a voter when Brown was doing his
13 forgeries; right?

14 A. That's what Mr. Brown says?

15 Q. Right. And you are aware that there are differences
16 in your testimony on that topic; correct?

17 A. Correct.

18 Q. As there are in regards to the topic of whether or
19 not you said, whether you ever said, "I'm not bringing these to
20 the Board of Elections," and whether Mr. LoPorto then said,
21 "I'll do it," right? You know there's a difference in that
22 aspect; right?

23 A. In my aspect and Mr. Brown's aspect?

24 Q. Exactly.

25 A. Yes.

1 presented yourself, if you will, not only to the Democrat City
2 Council candidates who won to ask about being appointed City
3 Clerk - right?

4 A. Correct.

5 Q. - you also presented yourself to the Democratic
6 County Chairman, Tom Wade, at that time; right?

7 A. Correct.

8 Q. Your goal, sir, at that time, to be fair, basically
9 what you indicated was that you believed that you deserved to
10 be rewarded with good employment for your hard work; right?

11 A. I asked for a job.

12 Q. Right. I mean -- but I mean, to be fair, I mean the
13 job, you didn't want to pick up garbage; did you?

14 A. Would have.

15 Q. Well, that's not -- as luck would have it, sir,
16 that's not the job you got; right?

17 A. Correct.

18 Q. The job that you got was the City Clerk; right?

19 A. That's correct.

20 Q. And that paid how much a year, sir?

21 A. 54,000.

22 Q. And in 2008, you also committed forgeries in that
23 election; correct?

24 A. Yes.

25 Q. 2008. Was that the year Obama ran?

1 A. I believe it was.

2 Q. And of course, you weren't a giant fan of Obama;
3 right?

4 A. I supported him.

5 Q. All right. Well, you did the forgeries that you did
6 in 2008 to help yourself; right?

7 A. Correct.

8 Q. And since the City Council wasn't up -- was the City
9 Council up?

10 A. They didn't run until the following year.

11 Q. They weren't; correct?

12 A. Correct.

13 Q. And you are City Clerk; correct?

14 A. Correct.

15 Q. So, your job, fair to say, that year now, wasn't
16 directly on the line as a result of the '08 election; right?

17 A. Correct.

18 Q. But you committed the forgeries, anyway; correct,
19 sir?

20 A. Yes.

21 Q. And that was because you wanted to continue to
22 produce; right?

23 A. Yes.

24 Q. Because you figured that all this time, you're
25 garnering favor with anybody that you could in the party;

1 right?

2 A. Garnering favor?

3 Q. Sure. Would you like me to -- well, you wanted to
4 show them what a good job you did; right?

5 A. Correct.

6 Q. So that you could, at a minimum, keep your job;
7 right?

8 A. It was up to the City Council whether I kept my job.

9 Q. Well, you knew that -- well, sir, you approached the
10 County Democratic Chairman, as well, in 2007; correct?

11 A. Yes.

12 Q. Although he didn't have the technical power to make
13 you City Clerk; right?

14 A. No, he did not.

15 Q. Let's be real. I mean, you were trying to get the
16 favor of as many powers to be as you could of the party; right?

17 A. I guess you are saying was I doing it for everybody?
18 Is that what you are asking me?

19 Q. No, sir. What I'm saying is you wanted to get, I
20 guess, noticed, maybe, by the people in the party as someone
21 who does hard work and should get rewarded; right?

22 A. I did it as a hard worker and I was trying to help
23 Democrats win.

24 Q. But mostly yourself; right, sir?

25 A. It wasn't to benefit me. If the candidates won, it

1 lawyer, you did make both deletions and additions to that
2 statement; right?

3 A. Yes.

4 Q. And nowhere, sir, in that statement do you ever,
5 ever, ever say Mike LoPorto or Clement Campana was right there
6 when Mr. Brown forged those ballots in front of you and you
7 looked on; right?

8 A. No, not in the statement.

9 Q. Never, either statement; right?

10 A. Correct.

11 Q. Never once; right?

12 A. Correct.

13 Q. Now, sir, I think you said that you didn't have any
14 use for the Working Families Party yourself; right?

15 A. Correct.

16 Q. You didn't like or trust those people; right?

17 A. Correct.

18 Q. When you said before that you didn't like or trust
19 those people, what did you mean by that?

20 A. I meant that they had a candidate that interviewed
21 for the Council District 3 seat who said, if he didn't get the
22 nod, he wouldn't run in the primary or take the Working
23 Families line.

24 Q. But that wasn't all?

25 A. He reneged on his promise.

1 Q. But that wasn't the only reason; right? Because you
2 said you didn't like "them" and you didn't trust "them".
3 Right, sir?

4 A. Correct.

5 Q. Who did you mean by "them"?

6 A. Brant Caird, Jim Welch, Russ Dzembo.

7 Q. On the other hand, you knew Mike LoPorto, he liked
8 and got along with and had a great relationship with the
9 Working Families Party; right?

10 A. Yes, he did.

11 Q. By the way, John Brown, not so much; right?

12 A. Correct.

13 Q. And you, not so much; right?

14 A. Correct. I didn't have dealings with them.

15 Q. You didn't really like the idea at all about,
16 particularly, even going out and trying to deal with those
17 people; right?

18 A. No.

19 Q. And it's your testimony that you said that to Mr.
20 Brown; right?

21 A. Correct.

22 Q. And your testimony, to be clear on this point, is
23 that John Brown comes to you first and says he wants to win the
24 Working Parties Family line and that you actually say to him,
25 "What ya gotta do that for? You won with one line last time.